

Message

From: Purnell, Rhonda [Purnell.rhonda@epa.gov]
Sent: 11/4/2021 9:58:53 PM
To: Ortiz, Adam [Ortiz.Adam@epa.gov]; Esher, Diana [Esher.Diana@epa.gov]
CC: Dressel, Paul [DRESSEL.PAUL@EPA.GOV]; Dunn, Michael [dunn.michael@epa.gov]; Ruiz, Maryanne [ruiz.maryanne@epa.gov]; Konfirst, Kathrina [konfirst.kathrina@epa.gov]; R3 Front Office [R3_Front_Office@epa.gov]
Subject: Salients for your Review - Week of 11/04/2021
Attachments: Salients 11-04-21.docx

Please review the file and forward appropriate issues for next week Administrators Report.

File located on the <L:\Share\Salients\Salients FY2022\Salients 11-04-21.docx>

Region 3 Salients for 11/04/2021

Salient Issues

for Regional Administrator and Deputy Regional Administrator

Superfund and Emergency Management Division

Link to SEMD salient database search: <https://r3web2.r03.epa.gov/hscd/index.cfm>

Nonresponsive based on revised scope

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Land, Chemicals, and Redevelopment Division

Nonresponsive based on revised scope

Nonresponsive based on revised scope

Upcoming Events

November 16-17, 2021

Nonresponsive based on revised scope

Laboratory Services & Applied Science Division

Link to LSASD Salient Database: <http://r3web2.r03.epa.gov/Salients/eaaid/index.cfm>

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UPCOMING MEETINGS:

November 1-5, 2021:

November 1-5, 2021:

November 4, 2021:

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November 9, 2021:

November 9, 2021:

November 15-16, 2021:

November 15-18, 2021:

November 16, 2021:

November 17, 2021:

November 22, 2021:

November 30, 2021:

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DECISIONS: None

Office of Public Affairs

COMMUNICATIONS BRANCH

I. Internal

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II. External

Nonresponsive based on revised scope

Nonresponsive based on revised scope

Media Relations

Nonresponsive based on revised scope

Press Events

Nonresponsive based on revised scope

Press Releases/Advisories

Nonresponsive based on revised scope

Future media/press interest

Nonresponsive based on revised scope

III. Social Media
Facebook/Twitter

Oct:

Nonresponsive based on revised scope

Nonresponsive based on revised scope

Future:

Nonresponsive based on revised scope

Office of Communities, Tribes and Environmental Assessment

Link to OCTEA Salient Database Search: <https://r3web2.r03.epa.gov/Salients/occej/index.cfm>

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Upcoming Decisions:

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Nonresponsive based on revised scope

Upcoming Calendar Events:

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November 10 & 17, virtual.

Region 3 is hosting this annual meeting.

Chesapeake Bay Program Office

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CBPO Calendar Items:

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Water Division

<https://r3web2.r03.epa.gov/Salients/wpd/index.cfm>

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UPCOMING MEETINGS:

November 2, 2021

**November 2
& 16, 2021**

**November 2 &
16, 2021**

November 4, 2021

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November 5, 2021

November 8, 2021

**November 9,
2021**

**November 9 &
10, 2021**

November 10, 2021

November 10 &
17, 2021

November 16, 2021

November 19, 2021

December 8, 2021

December 15, 2021

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UPCOMING DECISIONS *(for WD Director)*:

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Regional Counsel Division

Court Dismisses Citizen's "Whistleblower Fees" Lawsuit Relating to Hazardous Waste Case Against Bloom Energy Corporation [Docket number. 1:21-cv-01658-CFL] On October 29, 2021, the Federal Court of Claims dismissed a case brought by private citizen, Lindsay Leveen, ruling that it did not have jurisdiction because the citizen failed to specify the statutory funding provision or contract that would grant him "whistleblower fees" in connection with a RCRA enforcement action. Earlier in 2021, Bloom Energy Corporation paid a settlement penalty of \$1,371,000 to resolve an administrative action brought by Region 3 for alleged RCRA violations. EPA cited Bloom for failing to prepare required manifests for shipments of hazardous waste benzene from customer locations nationwide and failing to adequately respond to EPA's requests for information. In a Federal Court of Claims lawsuit filed on August 3, 2021, Mr. Leveen claimed that he was the "tipster" that provided EPA with information about Bloom and sent numerous requests to EPA seeking whistleblower compensation. Following a hearing on October 28, 2021, the Court issued its opinion finding that there it did not have jurisdiction because Mr. Leveen failed to cite a provision in RCRA or elsewhere authorizing such payments. Mr. Leveen has also filed several FOIA requests seeking information about Bloom and has emailed EPA officials numerous times to complain about Bloom. **Primary Contact:**

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Upcoming Meetings: None

Upcoming Decisions: None

******End of Salients*